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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.              | CONFIRMATION NO.       |
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| 10/671,045  | 09/24/2003  | Kevin J. Zilka       | SVIPGP003                        | 6635                   |
| 85519   | 7590        | 02/19/2009           |                                  |                        |
| Chris Edgeworth<br>Stragent<br>211 W. Tyler St.<br>Longview, TX 75601 |             |                      | EXAMINER<br>RUHL, DENNIS WILLIAM |                        |
|   |             |                      | ART UNIT<br>3689                 | PAPER NUMBER           |
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Applicant's response of 11/25/08 is found to be non-responsive because it is not addressing the restriction/election requirement in totality. The election by applicant states that applicant has elected to prosecute claims 1-17,19,20,21,22, and 23 of Group I. Applicant has not addressed the fact that there are species claims within this group as was addressed on page 4 of the restriction/election requirement. Group I is considered to have different species claimed. Applicant has to address what species within group I is elected to be prosecuted for the election to be complete and fully responsive.

Since the above mentioned response appears to be a bona fide attempt to reply, applicant is given a time period of ONE MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF TIME ARE AVAILABLE UNDER 37 CFR 1.136(a). Failure to correct the above noted deficiencies in the next response will result in the abandonment of the application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dennis Ruhl whose telephone number is 571-272-6808. The examiner can normally be reached on Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Janice Mooneyham can be reached on 571-272-6805. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Dennis Ruhl/  
Primary Examiner, Art Unit 3689